

Senate File 2197 - Introduced

SENATE FILE 2197

BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 3150)

A BILL FOR

1 An Act relating to providing false identification information
2 to a peace officer, emergency medical care provider, or fire
3 fighter and providing a penalty.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **719.1A Providing false**
2 **identification information.**

3 A person who knowingly provides false identification
4 information to anyone known by the person to be a peace
5 officer, emergency medical care provider under chapter 147A,
6 or fire fighter, whether paid or volunteer, in the performance
7 of any act which is within the scope of the lawful duty or
8 authority of that officer, emergency medical care provider, or
9 fire fighter, commits a simple misdemeanor.

10 Sec. 2. Section 805.3, Code 2009, is amended to read as
11 follows:

12 **805.3 Procedure.**

13 Before the cited person is released, the person shall sign
14 the citation, either in a paper or electronic format, under
15 penalty of providing false identification information under
16 section ~~719.3~~ 719.1A, properly identifying the person cited.
17 The person's signature shall also serve as a written promise to
18 appear in court at the time and place specified. A copy of the
19 citation shall be given to the person.

20 Sec. 3. Section 805.6, subsection 1, paragraph a,
21 subparagraph (2), Code Supplement 2009, is amended to read as
22 follows:

23 (2) The uniform citation and complaint shall contain
24 spaces for the parties' names; the address of the alleged
25 offender; the registration number of the offender's vehicle;
26 the information required by section 805.2, a warning which
27 states, "I hereby swear and affirm that the information
28 provided by me on this citation is true under penalty of
29 providing false information"; and a statement that providing
30 false identification information is a violation of section
31 ~~719.3~~ 719.1A; a list of the scheduled fines prescribed by
32 sections 805.8A, 805.8B, and 805.8C, either separately or by
33 group, and a statement of the court costs payable in scheduled
34 violation cases, whether or not a court appearance is required
35 or is demanded; a brief explanation of sections 805.9 and

1 805.10; and a space where the defendant may sign an admission
2 of the violation when permitted by section 805.9; and the
3 uniform citation and complaint shall require that the defendant
4 appear before a court at a specified time and place. The
5 uniform citation and complaint also may contain a space for the
6 imprint of a credit card, and may contain any other information
7 which the commissioner of public safety, the director of
8 transportation, and the director of the department of natural
9 resources may determine.

10 Sec. 4. Section 805.6, subsection 7, Code Supplement 2009,
11 is amended to read as follows:

12 7. Supplies of uniform citation and complaint forms
13 existing or on order on July 1, ~~1995~~ 2010, may be used until
14 exhausted.

15 EXPLANATION

16 This bill creates a new crime of providing false
17 identification information and provides that a person who
18 knowingly presents false identification information to anyone
19 known by the person to be a peace officer, emergency medical
20 care provider under Code chapter 147A, or fire fighter,
21 whether paid or volunteer, in the performance of any act
22 which is within the scope of the lawful duty or authority
23 of that officer, emergency medical care provider, or fire
24 fighter, commits a simple misdemeanor. A simple misdemeanor is
25 punishable by confinement for no more than 30 days or a fine of
26 at least \$65 but not more than \$625 or by both.

27 The bill makes conforming changes to procedural provisions
28 relating to the issuance of citations in lieu of arrest under
29 Code chapter 805.